



ISSUE NO. 6 – MARCH 28, 2025

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**MONTANA
ADMINISTRATIVE
REGISTER**



FISH AND WILDLIFE COMMISSION

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-111.1

Summary

Citizen-initiated rulemaking for the Bull River in Sanders County

Hearing Date and Time

Monday, April 28, 2025, at 10:00 a.m.

Virtual Hearing Information

Join Zoom Meeting

<https://mt-gov.zoom.us/j/81076636944?pwd=b4ulb78zsyDVmqKp2W60JSwWVe30Kr.1>

Meeting ID: 810 7663 6944

Password: 700504

Dial by Telephone

+1 646 558 8656

Find your local number: <https://mt-gov.zoom.us/j/81076636944?pwd=b4ulb78zsyDVmqKp2W60JSwWVe30Kr.1>

Join by SIP

81076636944@zoomcrc.com

Join by H.323 (Polycom)

Comments

Concerned persons may submit their data, views, or arguments orally at the ZOOM hearing. Written data, views, or arguments may also be submitted to: Audrey Kelly, Fish, Wildlife and Parks, P.O. Box 200701, Helena, Montana, 59620-0701; or email Audrey Kelly at Audrey.Kelly@mt.gov. Comments must be received by Wednesday, April 30, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Friday, April 11, 2025, at 5:00 p.m.

Contact

Audrey Kelly
406-594-8073
audrey.kelly@mt.gov

General Reasonable Necessity Statement

At its February 13, 2025, meeting, the Fish and Wildlife Commission considered a citizen petition submitted under 2-4-315, MCA, requesting the adoption of an administrative rule banning motorized watercraft on the Bull River in Sanders County. The petition asserts that the operation of motorized watercraft on the river is causing (1) unnecessary erosion and (2) safety risks to other recreational users of the river.

After consideration of the petition and both oral and written public comments received concerning the petition, the commission voted unanimously to initiate rulemaking proceedings in accordance with 2-4-302 through 2-4-305, MCA. The commission has been authorized by the legislature under 87-1-303(2), MCA, to adopt and enforce rules governing the recreational uses of all rivers and streams that are accessible to the public. Such rules must be adopted in the interest of public health, public safety, public welfare, and protection of property and public resources and include the regulation of boating, the operation of motor-driven boats, and the resolution of conflicts between users of motorized and nonmotorized boats. The new rule is being proposed in response to the citizen petition and is based on the legislative authority set forth above.

Rulemaking Actions

ADOPT

The rule proposed to be adopted is as follows:

NEW RULE 1 (12.11.5206) BULL RIVER

- (1) The Bull River is located in Sanders County.
- (2) The Bull River and its tributaries are closed to any motorized watercraft from the headwaters of the Bull River to its confluence with the Clark Fork River.

Authorizing statute(s): 87-1-303, MCA

Implementing statute(s): 87-1-303, MCA

Small Business Impact

Pursuant to 2-4-111, MCA, the agency has determined that the rule changes proposed in this notice will not have a significant and direct impact upon small businesses.

Bill Sponsor Notification

The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

Interested Persons

The department maintains a list of interested persons who wish to receive notice of rulemaking actions proposed by the department, commission or board. Persons who wish to have their name added to the list shall make a written request that includes the name and mailing or email address of the person to receive the notice. Written requests may be mailed or delivered to the Department of Fish, Wildlife and Parks, Legal Unit, P.O. Box 200701, 1420 East Sixth Avenue, Helena, MT 59620-0701, or may be completed online at <https://public.govdelivery.com/accounts/MTFWP/subscriber/new>.

Rule Reviewer

Jaime MacNaughton

Approval

Lesley Robinson, Chair
Fish and Wildlife Commission



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF LIVESTOCK

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-18.1

Summary

Amendment of ARM 32.3.435 pertaining to testing within the DSA

No Hearing Scheduled

If the agency receives requests for a public hearing on the proposed rulemaking from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed rulemaking; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register.

The estimated number of persons directly affected by the proposed rulemaking is 450.

Comments

Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to the contact information listed below. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing in writing to the contact information listed below. Comments must be received by Monday, April 28, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Monday, April 7, 2025, at 5:00 p.m.

Contact

Lindsey Simon, Department of Livestock
(406) 444-7631
MDOLcomments@mt.gov
TTY: (800) 253-4091
Fax: (406) 444-4316

Rulemaking Actions

AMEND

The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

32.3.435 TESTING WITHIN THE DSA

- (1) Cattle or domestic bison located within the DSA must have an official brucellosis test ~~within 30 days~~ prior to leaving the DSA or changing ownership, except:
 - (a) steers or spayed heifers;
 - (b) sexually intact animals less than 12 months of age for feeding;
 - (c) animals moving to an approved Montana livestock market that will be tested at the market prior to sale;
 - (d) animals destined for exhibition or veterinary care within the DSA that will not be commingled with other livestock, will remain in confinement for the duration of the event/treatment, and will depart within 10 days of arrival; or
 - (e) animals utilizing the DSA during the low-risk period (entering the DSA after July 15 and leaving prior to ~~February~~ January 15).
- (2) A ~~The test required in (1) must be completed within 30 days prior to leaving the DSA, except that a test completed July~~ August 16 or after is acceptable for movement out of the DSA or change of ownership through February 15 of the following year.

(3) and (4) remain the same.

Authorizing statute(s): 81-2-102, 81-2-103, 81-2-104, MCA

Implementing statute(s): 81-2-101, 81-2-102, 81-2-103, 81-2-104, 81-2-111, MCA

Reasonable Necessity Statement

The department proposes to amend the above-stated rule to correct a previous rule change that failed to accurately list the low-risk period for wildlife spillover transmission of brucellosis to livestock within the Designated Surveillance Area (DSA). The extended test validity period is 30 days later than the low-risk period, and thus the amendment corrects that date range as well.

Small Business Impact

Pursuant to 2-4-111, MCA, the agency has determined that the rule changes proposed in this notice will not have a significant and direct impact upon small businesses.

Bill Sponsor Notification

The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

Interested Persons

The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the name, email, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Written requests may be mailed or delivered to the contact person listed in this notice or may be made by completing a request form at any rules hearing held by the agency.

Rule Reviewer

Lindsey Simon, Legal Counsel

Approval

Michael Honeycutt, Executive Officer



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF LIVESTOCK

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-19.1

Summary

Amendment of ARM 32.8.101 pertaining to the adoption and incorporation by reference of milk sanitation documents

No Hearing Scheduled

If the agency receives requests for a public hearing on the proposed rulemaking from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed rulemaking; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register.

The estimated number of persons directly affected by the proposed rulemaking is 53.

Comments

Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to the contact information listed below. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing in writing to the contact information listed below. Comments must be received by Monday, April 28, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Monday, April 7, 2025, at 5:00 p.m.

Contact

Lindsey Simon, Department of Livestock
(406) 444-7631
MDOLcomments@mt.gov
TTY: (800) 253-4091
Fax: (406) 444-4316

Rulemaking Actions

AMEND

The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

32.8.101 DEFINITIONS AND ADOPTION OF GRADE A PASTEURIZED MILK ORDINANCE AND ASSOCIATED DOCUMENTS

- (1) remains the same.
- (2) The Department of Livestock adopts and incorporates by reference as rules of the department the following:
 - (a) "Grade A Pasteurized Milk Ordinance, ~~2019~~ 2023 Recommendations of the United States Public Health Service/Food and Drug Administration" (PMO) together with attached recommended administrative procedures, appendices, and index, except sections 16 and 17.
 - (b) "Methods of Making Sanitation Ratings of Milk Supplies," ~~2019~~ 2023 edition issued by the U.S. Public Health Service/Food and Drug Administration (MMSR).
 - (c) "Evaluation of Milk Laboratories," ~~2019~~ 2023 edition (EML).
 - (d) "Procedures Governing the Cooperative State-Public Health Service/Food and Drug Administration Program for Certification of Interstate Milk Shippers," ~~2019~~ 2023 edition.

(3) remains the same.

(4) Copies of related federal ordinances and associated documents are on file with the department at 301 North Roberts Street, P.O. Box 202001, Helena, Montana 59620-2001, and are carried by each sanitarian employed by the department.

(5) remains the same.

Authorizing statute(s): 81-2-102 MCA

Implementing statute(s): 2-4-307, 81-2-102, MCA

Reasonable Necessity Statement

The department proposes to amend the above-stated rule to update the milk sanitation documents adopted and incorporated by reference to the most up-to-date versions dated 2023.

Small Business Impact

Pursuant to 2-4-111, MCA, the agency has determined that the rule changes proposed in this notice will not have a significant and direct impact upon small businesses.

Bill Sponsor Notification

The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

Interested Persons

The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the name, email, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Written requests may be mailed or delivered to the contact person listed in this notice or may be made by completing a request form at any rules hearing held by the agency.

Rule Reviewer

Lindsey Simon, Legal Counsel

Approval

Michael Honeycutt, Executive Officer



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF LIVESTOCK

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-20.1

Summary

Amendment of ARM 32.2.404, 32.18.202, and 32.18.208 pertaining to brands enforcement fees and grazing permits

No Hearing Scheduled

If the agency receives requests for a public hearing on the proposed rulemaking from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed rulemaking; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register.

The estimated number of persons directly affected by the proposed rulemaking is 350.

Comments

Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to the contact information listed below. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing in writing to the contact information listed below. Comments must be received by Monday, April 28, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Monday, April 7, 2025, at 5:00 p.m.

Contact

Lindsey Simon, Department of Livestock
(406) 444-7631
MDOLcomments@mt.gov
TTY: (800) 253-4091
Fax: (406) 444-4316

Rulemaking Actions

AMEND

The rules proposed to be amended are as follows, stricken matter interlined, new matter underlined:

32.2.404 BRANDS ENFORCEMENT DIVISION FEES

- (1) through (3) remain the same.
- (4) Permits:
 - (a) through (e) remain the same.
 - (f) Lifetime or permanent horse inspection permit 30.00 per head
 - (i) ~~Lifetime horse inspection book (issued to local inspectors) 250.00~~
 - (g) through (l) remain the same.
- (5) remains the same.

Authorizing statute(s): 81-1-102, 81-3-202, MCA

Implementing statute(s): 81-3-205, 81-3-211, 81-4-602, 81-4-605, 81-5-112, 81-7-504, 81-8-256, 81-8-264, 81-8-271, 81-8-276, 81-8-304, 81-9-113, 81-9-411, MCA

Reasonable Necessity Statement

The department proposes to remove the fee charged to deputy inspectors when a lifetime horse inspection book is issued because the department has determined that the fee is unnecessary. Lifetime horse inspection books will continue to be issued to qualified deputy inspectors without a fee.

32.18.202 ADJOINING COUNTY GRAZING PERMITS

- (1) The adjoining county grazing permit allows livestock to move for grazing purposes from the ranch of origin in Montana to a premises in an adjoining Montana county.
- (2) The permit must be issued by a department employee, not a deputy stock inspector.
 - (a) The ranch of origin and destination premises must be owned or controlled by the livestock owner or the owner's agent. The owner or owner's agent must be authorized to grant department employees access to the destination premises to inspect any livestock that are present while the permit is in effect.
 - (b) Permits are valid for eight months after the issue date.
 - (c) Only one permit may be issued for an animal or group of animals in any 12-month period.
 - (d) For the purpose of obtaining an adjoining county grazing permit, livestock must be branded with a Montana brand recorded to the owner of the livestock, unless the animal is classified as a virgin breeding female or a nursing calf.
 - (e) Requests for permits may be denied if previous permits have been suspended.
 - (f) A grazing association may impose conditions on such permits including a requirement that livestock be individually inspected prior to entering or leaving the common grazing area.
- (3) Grazing permits may be suspended if the livestock owner:
 - (a) provides false information on the permit;
 - (b) transports animals not authorized to move on a grazing permit;
 - (c) allows animals to leave or be removed from the destination premises and not return to the ranch of origin; and

- (d) violates state or federal livestock containment, livestock inspection, or animal health regulations.
- (4) If the permit is expired or suspended, or if animals are not returning to the origin premises, animals must move in accordance with 81-3-211(1) through (6)(e) and (7), MCA.

Authorizing statute(s): 81-1-102, 81-3-202, MCA

Implementing statute(s): 81-3-203, 81-3-211, MCA

Reasonable Necessity Statement

The department proposes to amend ARM 32.18.202 (adjoining land grazing permits) after determining that the current version of the rule is inconsistent with 81-3-211(6)(e)(iii), MCA. The statute permits the issuance of both adjoining county grazing permits and deeded land grazing permits for movement of unbranded virgin breeding females and nursing calves. However, only ARM 32.18.208 (deeded land grazing permits) contained that allowance in the department's rules. The proposed amendment will provide that both types of grazing permits may be issued to unbranded virgin breeding females and nursing calves.

32.18.208 DEEDED LAND GRAZING PERMITS

- (1) The deeded land grazing permit allows movement of cattle for grazing purposes from a Montana ranch of origin across multiple county lines to a Montana destination premises if the entire destination premises is the private deeded property of the livestock owner.
- (2) An application must be submitted to and approved by the department prior to movement.
- (3) For purposes of obtaining a permit, virgin breeding females and nursing calves are not required to be branded. The permit must be issued by a department employee, not a deputy stock inspector.
 - (a) The ranch of origin and destination premises must be owned or controlled by the livestock owner or the owner's agent. The owner or owner's agent must be authorized to grant department employees access to the destination premises to inspect any livestock that are present while the permit is in effect.
 - (b) Permits are valid for eight months after the issue date.

- (c) Only one permit may be issued for an animal or group of animals in any 12-month period.
 - (d) For the purpose of obtaining an adjoining county grazing permit, livestock must be branded with a Montana brand recorded to the owner of the livestock, unless the animal is classified as a virgin breeding female or a nursing calf.
 - (e) Requests for permits may be denied if previous permits have been suspended.
 - (f) A grazing association may impose conditions on such permits including a requirement that livestock be individually inspected prior to entering or leaving the common grazing area.
- (4) The provisions of ARM 32.18.202(2) through (4) apply, ~~except ARM 32.18.202(2)(d).~~

Authorizing statute(s): 81-1-102, 81-3-202, MCA

Implementing statute(s): 81-3-203, 81-3-211, MCA

Reasonable Necessity Statement

The department proposes to amend ARM 32.18.208 to make it consistent with the proposed amendments to ARM 32.18.202, which are necessary to bring the latter rule into compliance with 81-3-211(6)(e)(iii), MCA.

Fiscal Impact

The department has approximately 500 deputy inspectors, and currently 58 deputy inspectors have been issued lifetime horse inspection books. The proposed amendment to ARM 32.2.404 could potentially affect the approximately 450 remaining deputy inspectors. However, the department typically only issues approximately 50 lifetime horse inspection books in a fiscal year. The removal of the \$250 fee could decrease fee revenue by approximately \$12,500 per fiscal year.

Small Business Impact

Pursuant to 2-4-111, MCA, the agency has determined that the rule changes proposed in this notice will not have a significant and direct impact upon small businesses.

Bill Sponsor Notification

The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

Interested Persons

The department maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency. Persons who wish to have their name added to the list shall make a written request that includes the names, email, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Written requests may be mailed or delivered to the contact person listed in this notice or may be made by completing a request form at any rules hearing held by the agency.

Rule Reviewer

Lindsey Simon, Legal Counsel

Approval

Michael Honeycutt, Executive Officer



**MONTANA
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**BOARD OF MILK CONTROL
DEPARTMENT OF LIVESTOCK**

NOTICE OF PROPOSED RULEMAKING

MAR NOTICE NO. 2025-96.1

Summary

Amendment of ARM 32.24.480 pertaining to milk producer pricing

No Hearing Scheduled

If the agency receives requests for a public hearing on the proposed rulemaking from either 10 percent or 25, whichever is less, of the persons directly affected by the proposed rulemaking; from the appropriate administrative rule review committee of the Legislature; from a governmental subdivision or agency; or from an association having not less than 25 members who will be directly affected, a hearing will be held at a later date. Notice of the hearing will be published in the Montana Administrative Register.

The estimated number of persons directly affected by the proposed rulemaking is 33.

Comments

Concerned persons may submit their data, views, or arguments concerning the proposed action in writing to the contact information listed below. If persons who are directly affected by the proposed action wish to express their data, views, or arguments orally or in writing at a public hearing, they must make written request for a hearing in writing to the contact information listed below. Comments must be received by Friday, April 25, 2025, at 5:00 p.m.

Accommodations

The agency will make reasonable accommodations for persons with disabilities who wish to participate in this rulemaking process or need an alternative accessible format of this notice. Requests must be made by Monday, April 7, 2025, at 5:00 p.m.

Contact

Lindsey Simon, Department of Livestock
(406) 444-7631
MDOLcomments@mt.gov
TTY: (800) 253-4091
Fax: (406) 444-4316

Rulemaking Actions

AMEND

The rule proposed to be amended is as follows, stricken matter interlined, new matter underlined:

32.24.480 PRODUCER PRICING RULES

- (1) remains the same.
- (2) The minimum Class I price per hundredweight at 3.5% butterfat which must be paid to producers by distributors in the state of Montana, is the monthly federal order price according to 7 CFR 1000.50(a) through (c) plus a Montana Class I location differential of ~~\$2.55~~ \$2.85.
 - (a) When milk does not test 3.5% butterfat, the price per cwt will be adjusted for each 0.1% the butterfat test moves up or down.
- (3) through (7) remain the same.

Authorizing statute(s): 81-23-104, 81-23-302, MCA

Implementing statute(s): 81-23-102, 81-23-302, MCA

Reasonable Necessity Statement

The minimum Class I price for milk in Montana is based on the United States Department of Agriculture's Federal Milk Market Order. The base price for Class I milk in Montana is set to decrease effective June 1, 2025, due to federal changes to 7 C.F.R. § 1000.50 set forth in 90 FR 6600–6652 (January 17, 2025). This proposed amendment is intended to partially offset the price decrease that Montana pool producers will experience once the federal rule amendment goes into effect.

Fiscal Impact

Based on January 2025 pooling producer quota price, without this rule change, effective June 1, 2025, the price paid to Montana pool producers will decrease by 2.41% or \$0.07/lb for butterfat and decrease by 1.84% or \$0.002/lb for skim resulting in a net decrease of 2.11% or \$0.45/cwt in the Milk Blend Price. With this rule change, effective June 1, 2025, the price paid to Montana pool producers will decrease by 2.36% or \$0.068/lb for butterfat and increase by \$0.71% or \$0.0008/lb for skim, resulting in a net decrease of 0.74% or \$0.16/cwt in the Milk Blend Price.

Small Business Impact

Pursuant to 2-4-111, MCA, the department has determined that the rule changes proposed in this notice will not have a significant and direct impact upon small businesses, as this proposed rulemaking is aimed at mitigating impacts from federal changes that will occur regardless of state rulemaking.

Bill Sponsor Notification

The bill sponsor contact requirements of 2-4-302, MCA, do not apply.

Interested Persons

The Department of Livestock maintains a list of interested persons who wish to receive notices of rulemaking actions proposed by this agency and its administratively attached boards. Persons who wish to have their name added to the list shall make a written request that includes the name, email, and mailing address of the person to receive notices and specifies for which program the person wishes to receive notices. Notices will be sent by e-mail unless a mailing preference is noted in the request. Written requests may be mailed or delivered to the contact person listed in this notice or may be made by completing a request form at any rules hearing held by the board.

Proposed Effective Date

The board intends to adopt the proposed amendment effective June 1, 2025.

Rule Reviewer

Lindsey Simon, Legal Counsel

Approval

Ken Bryan, Chair, Board of Milk Control



MONTANA
ADMINISTRATIVE
REGISTER



BOARD OF PUBLIC EDUCATION

NOTICE OF ADOPTION

MAR NOTICE NO. 10-53-141

Summary

Adoption of NEW RULES I through VII, amendment of ARM 10.53.501, 10.53.502, 10.53.503, 10.53.504, 10.53.505, 10.53.506, 10.53.507, 10.53.508, 10.53.509, 10.53.510, and 10.53.511, and repeal of ARM 10.53.512, 10.53.513, 10.53.514, 10.53.515, 10.53.516, and 10.53.517 pertaining to Mathematics Content Standards

Previous Notice(s) and Hearing Information

On October 4, 2024, the Board of Public Education (board) published MAR No. 10-53-141 pertaining to the public hearing on the proposed adoption, amendment, and repeal of the above-stated rules at page 2341 of the 2024 Montana Administrative Register, Issue Number 19.

On October 29, 2024, the board held a public hearing to consider the proposed changes.

Final Rulemaking Action – Effective July 1, 2026

ADOPT AS PROPOSED

The agency has adopted the following rules as proposed:

NEW RULE I (10.53.518) CORE NUMERIC REASONING STANDARDS

NEW RULE III (10.53.520) CORE DATA REASONING AND PROBABILITY STANDARDS

NEW RULE IV (10.53.521) CORE GEOMETRIC REASONING STANDARDS

NEW RULE V (10.53.522) CORE PLUS NUMBER AND QUANTITY STANDARDS

NEW RULE VI (10.53.523) CORE PLUS ALGEBRAIC AND FUNCTIONAL REASONING STANDARDS

ADOPT WITH CHANGES

The agency has adopted the following rules with changes from the original proposal, stricken matter interlined, new matter underlined:

NEW RULE II (10.53.519) CORE ALGEBRAIC AND FUNCTIONAL REASONING STANDARDS

- (1) The functions content standards for high school are to:
 - (a) interpret parts of an expression, such as terms, factors, and coefficients;
 - (b) understand the definition of a function and distinguish between functions and relations;
 - (c) represent functions using tables, graphs with appropriate scales and labels, equations, and verbal situations, while using technology strategically, by:
 - (i) understanding that different representations highlight different aspects of functions, and choosing the representation that is appropriate for the context; and
 - (ii) comparing properties of two functions, including when each is represented in a different way;
 - (d) use function notation, evaluate functions, and interpret statements that use function notation in context. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities;
 - (e) identify the domain and range of a function, including considering the constraints imposed by context. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities;
 - (f) understand that a graph of an equation in two variables is the set of all of its solutions plotted in a coordinate plane;
 - (g) understand that expressions can be rewritten in equivalent forms to make different characteristics or features visible; and
 - (h) rearrange literal equations to highlight quantities of interest.
- (2) The linear functions content standards for high school are to:
 - (a) understand that linear functions have a constant rate of change;
 - (b) understand slope as a rate of change and y-intercept as initial value;
 - (c) represent linear functions using tables, graphs, equations, and verbal situations, while using technology strategically. This standard should

incorporate cultural context relating to Montana Indigenous Peoples and local communities by:

- (i) identifying the rate of change and initial value in each representation;
 - (ii) converting between representations; and
 - (iii) writing equations for a line perpendicular or parallel to a given line that passes through a given point;
- (d) understand that linear equations can be represented in multiple forms and the specific features of each form by:
- (i) choosing the form strategically when writing an equation based on given information and intended use;
 - (ii) converting between slope-intercept, point-slope, and standard form symbolically;
 - (iii) understanding the relationship between slope-intercept form, the rate of change, and the initial value;
 - (iv) understanding the relationship between point-slope form, the rate of change, and a given point; and
 - (v) understanding the relationship between standard form and the x- and y-intercepts;
- (e) understand that a solution to a system of equations is a coordinate pair that makes both equations true; and
- (f) solve systems of linear equations by graphing, substitution, and elimination, including systems with zero, one, or infinite solutions, while using technology and representations strategically.
- (3) The quadratic functions and expressions content standards for high school are to:
- (a) understand that quadratic functions do not have a constant rate of change but have a constant second difference over equal intervals and identify the constant second difference in tables;
 - (b) represent quadratic functions using tables, graphs, equations, and verbal situations, while using technology strategically. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities;
 - (c) understand that quadratic expressions can be represented in multiple forms and the specific features of each form by:
 - (i) choosing the form strategically when writing an expression based on given information and intended use;

- (ii) converting between factored, standard, and vertex form symbolically and using representations;
 - (iii) understanding the relationship between factored form and the zeros of the function; and
 - (iv) understanding the relationship between vertex form and the vertex of the function;
 - (d) solve quadratic equations by factoring, graphing, completing the square, using inverse operations, and the quadratic formula; use technology and representations strategically.
- (4) The exponential functions and expressions content standards for high school are to:
- (a) understand that exponential functions have a constant common ratio over equal intervals, and identify the common ratio in tables and equations;
 - (b) understand a as the initial value and b as the growth/decay factor for an exponential function written in standard form, $y=a*b^x$;
 - (c) understand the relationship between growth/decay factor and growth/decay rate;
 - (d) represent exponential functions using tables, graphs, equations, and verbal situations; using technology strategically. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities; and
 - (e) solve exponential equations graphically, while using technology strategically.
- (5) The modeling with functions content standards for high school are to:
- (a) model situations in context, with linear, quadratic, and exponential functions. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities by:
 - (i) determining if a set of data is best modeled by a linear function, quadratic function, exponential function, or none, and explaining why; and
 - (ii) understanding that there are contexts where solutions may not lie on the curve;
 - (b) interpret the coefficients in a linear, quadratic, and exponential model in context. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities;
 - (c) choose and interpret measurement units in formulas, graphs, and data displays to understand problems and to guide problem-solving in modeling

situations. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities; and

- (d) choose a level of accuracy appropriate to limitations on measurement when reporting quantities in modeling situations. This standard should incorporate cultural context relating to Montana Indigenous Peoples and local communities.

Authorizing statute(s): Mont. Const. Art. X, sec. 9, 20-2-114, 20-7-101 MCA

Implementing statute(s): Mont. Const. Art. X, sec. 9, 20-2-121, 20-3-106, 20-7-101, MCA

NEW RULE VII (10.53.524) CORE PLUS DATA AND REASONING STANDARDS

- (1) The normal distribution content standards for high school are to:
 - (a) determine if a data set is normally distributed;
 - ~~(b)~~(a) use technology to find the mean and standard deviation of a normally distributed data set and apply the empirical rule to estimate population percentages; and
 - ~~(c)~~~~(b)~~ estimate areas under a normal curve to solve problems in context, using calculators, spreadsheets, and tables as appropriate.
- (2) The experimental design content standards for high school are to:
 - (a) describe the purposes of and differences among sample surveys, experiments, and observational studies and explain how randomization relates to each;
 - (b) describe differences between randomly selecting samples and randomly assigning subjects to experimental treatment groups in terms of inferences drawn regarding a population versus regarding cause and effect by:
 - (i) explaining the consequences, due to uncontrolled variables, of non-randomized assignment of subjects to groups in experiments; and
 - (ii) evaluating where bias, including sampling, response, or nonresponse bias, may occur in surveys, and whether results are representative of the population of interest;

- (c) evaluate the effect of sample size on the expected variability in the sampling distribution of a sample statistic by:
 - (i) simulating a sampling distribution of sample means from a population with a known distribution, observing the effect of the sample size on the variability; and
 - (ii) demonstrating that the standard deviation of each simulated sampling distribution is the known standard deviation of the population divided by the square root of the sample size.
- (3) The statistical inference using simulation content standards for high school are to:
 - (a) distinguish between a statistic and a parameter and use statistical processes to make inferences about population parameters based on statistics from random samples from that population;
 - (b) estimate a population parameter from a representative sample by:
 - (i) understanding why the sample statistic is the best estimate for the associated population parameter;
 - (ii) understanding that sampling variability introduces uncertainty in the estimate, and account for the uncertainty with a confidence interval by:
 - (A) using resampling with replacement from an observed sample to produce a sampling distribution;
 - (B) verifying that a sampling distribution is centered at the population mean and approximately normal if the sample size is large enough;
 - (C) verifying that 95% of sample means are within two standard deviations of the sampling distribution from the population mean; and
 - (D) creating and interpreting a 95% confidence interval based on an observed mean from a sampling distribution;
 - (c) use data from a randomized experiment to test the hypothesis that two groups are equal by:
 - (i) interpreting the difference or ratio between the group means as the observed effect between the groups; and
 - (ii) understanding that an observed effect may be due to randomization and using a randomization test (repeatedly reshuffling the observed data into new groups) to determine the probability that an observed effect is due to randomization alone.

Authorizing statute(s): Mont. Const. Art. X, sec. 9, 20-2-114, 20-7-101, MCA

Implementing statute(s): Mont. Const. Art. X, sec. 9, 20-2-121, 20-3-106, 20-7-101, MCA

AMEND AS PROPOSED

The agency has amended the following rules as proposed:

10.53.501 STANDARDS FOR MATHEMATICAL PRACTICE FOR GRADES K-12

10.53.502 MONTANA KINDERGARTEN MATHEMATICS CONTENT STANDARDS

10.53.503 MONTANA GRADE 1 MATHEMATICS CONTENT STANDARDS

10.53.504 MONTANA GRADE 2 MATHEMATICS CONTENT STANDARDS

10.53.505 MONTANA GRADE 3 MATHEMATICS CONTENT STANDARDS

10.53.506 MONTANA GRADE 4 MATHEMATICS CONTENT STANDARDS

10.53.507 MONTANA GRADE 5 MATHEMATICS CONTENT STANDARDS

10.53.508 MONTANA GRADE 6 MATHEMATICS CONTENT STANDARDS

10.53.509 MONTANA GRADE 7 MATHEMATICS CONTENT STANDARDS

10.53.510 MONTANA GRADE 8 MATHEMATICS CONTENT STANDARDS

10.53.511 DEFINITIONS

REPEAL

The agency has repealed the following rules as proposed:

10.53.512 MONTANA HIGH SCHOOL MATHEMATICS NUMBER AND QUANTITY STANDARDS

10.53.513 MONTANA HIGH SCHOOL MATHEMATICS ALGEBRA CONTENT STANDARDS

10.53.514 MONTANA HIGH SCHOOL MATHEMATICS FUNCTIONS STANDARDS

10.53.515 MONTANA HIGH SCHOOL MATHEMATICS MODELING CONTENT STANDARDS

10.53.516 MONTANA HIGH SCHOOL MATHEMATICS GEOMETRY CONTENT STANDARDS

10.53.517 MONTANA HIGH SCHOOL MATHEMATICS STATISTICS AND PROBABILITY STANDARDS

Statement of Reasons

No public comments were received.

The Office of Public Instruction, however, became aware of administrative errors in which two sections of proposed new rules were inadvertently omitted when submitted to the Board of Public Education for the proposal notice.

Therefore, in this adoption notice, NEW RULE II (10.53.519) is being amended. Subsection (3)(d), the inadvertently omitted subsection, is being added. The content of (3)(d) is a skill that is not new to Montana's Content Standards and was adapted from multiple former standards contained within ARM 10.53.513 and 10.53.514. This serves as a foundational skill for understanding quadratic functions, which are frequently used to model contextual scenarios in diverse fields such as business, finance, athletic analytics, engineering, environmental science, physics, and beyond. Ensuring mastery of this standard equips students with critical problem-solving skills necessary for post-secondary success, enabling them to interpret and analyze realistic situations mathematically, preparing them for careers in STEM fields, financial management, and other disciplines that require analytical, algebraic, and graphical reasoning.

Also in this adoption notice, NEW RULE VII (10.53.524) is being amended to include the omitted (1)(a). The skill described in (1)(a) is not new to Montana's Content Standards and was adapted, along with the skills described in (1)(b) and (c), from ARM 10.53.517(1)(d). This skill is essential as a prerequisite for the skills described in (1)(b) and (c), which involve applying the principles of normal distribution. Students must first determine whether a data set is normally distributed before they can effectively analyze or interpret data using those principles. Expanding students' ability to identify normal distribution is foundational to data literacy and enables students to critically evaluate and interpret data in academic, professional, and societal contexts. Proficiency in this skill prepares students for careers in fields such as healthcare, business analytics, economics, technology, and environmental science. Moreover, data literacy is increasingly essential for informed citizenship, improving an individual's ability to assess and evaluate information reliably, understand trends, and make evidence-based decisions.

Contact

McCall Flynn
(406) 444-6576
bpe@mt.gov

Rule Reviewer

McCall Flynn, Executive Director

Approval

Dr. Tim Tharp, Chair
Board of Public Education



**MONTANA
ADMINISTRATIVE
REGISTER**



PUBLIC SAFETY OFFICER STANDARDS AND TRAINING COUNCIL

NOTICE OF ADOPTION

MAR NOTICE NO. 2025-3.2

Summary

Amendment of ARM 23.13.805 pertaining to certification of public safety officers

Previous Notice(s) and Hearing Information

On January 24, 2025, the Public Safety Officer Standards and Training Council published MAR Notice No. 2025-3.1 pertaining to the public hearing on the proposed amendment of the above-stated rule in Issue 2 of the 2025 Montana Administrative Register.

Final Rulemaking Action – Effective March 29, 2025

AMEND AS PROPOSED

The agency has amended the following rule as proposed:

23.13.805 FIREARMS PROFICIENCY STANDARDS FOR APPOINTMENT AND CONTINUED SERVICE

Statement of Reasons

No comments were received.

Contact

Katrina Bolger
406-444-9974
kbolger@mt.gov
Fax: 406-444-9978

Rule Reviewer

David Ortley

Approval

Jesse Slaughter, Chair, POST Council



MONTANA
ADMINISTRATIVE
REGISTER



DEPARTMENT OF ENVIRONMENTAL QUALITY

NOTICE OF ADOPTION

MAR NOTICE NO. 17-451

Summary

Amendment of ARM 17.8.101, 17.8.308, 17.8.743, 17.8.1601, 17.8.1701, 17.24.101, 17.24.206, 17.24.212, 17.24.218, 17.24.219, 17.24.221, 17.24.222, 17.24.225, 17.24.313, 17.24.321, 17.24.324, 17.24.639, 17.24.815, and 17.24.1303 pertaining to regulatory reform of cleaning up repealed references in ARM Title 17, Chapters 8 and 24

Previous Notice(s) and Hearing Information

On December 20, 2024, the Department of Environmental Quality published MAR Notice No. 17-451 pertaining to the proposed amendment of the above-stated rules at page 2576 of the 2024 Montana Administrative Register, Issue Number 24.

Final Rulemaking Action – Effective March 29, 2025

AMEND AS PROPOSED

The agency has amended the following rules as proposed:

17.8.101 DEFINITIONS

17.8.308 PARTICULATE MATTER, AIRBORNE

17.8.743 MONTANA AIR QUALITY PERMITS--WHEN REQUIRED

17.8.1601 DEFINITIONS

17.8.1701 DEFINITIONS

17.24.101 GENERAL PROVISIONS

17.24.206 LANDOWNER CONSULTATION

17.24.212 REVIEW OF AN APPLICATION

17.24.218 PLAN OF OPERATION (SITE CHARACTERIZATION, SITE PREPARATION, SOIL AND OVERBURDEN HANDLING, MINING, AND PROCESSING PLANS) AND PERFORMANCE STANDARDS

17.24.219 PLAN OF OPERATION, RECLAMATION PLAN, AND PERFORMANCE STANDARDS

17.24.221 PLAN OF OPERATION--MAPS

17.24.222 ADDITIONAL INFORMATION AND CERTIFICATION

17.24.225 PERMIT COMPLIANCE

17.24.313 RECLAMATION PLAN

17.24.321 TRANSPORTATION FACILITIES PLAN

17.24.324 PRIME FARMLANDS: SPECIAL APPLICATION REQUIREMENTS

17.24.639 SEDIMENTATION PONDS AND OTHER TREATMENT FACILITIES

17.24.815 PRIME FARMLAND: REVEGETATION

17.24.1303 RULES APPLICABLE TO COAL OPERATIONS ONLY

Statement of Reasons

No comments were received.

Contact

Legal Unit
(406) 444-1388
Loryn.Johnson2@mt.gov

Rule Reviewer

Jonathan Morgan

Approval

Sonja Nowakowski, Director



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF REVENUE

NOTICE OF ADOPTION

MAR NOTICE NO. 2025-5.2

Summary

Amendment of ARM 42.2.511, 42.22.105, and 42.22.107 pertaining to the implementation of Senate Bill 54 (2023)(SB 54) and revisions to centrally assessed property rules

Previous Notice(s) and Hearing Information

On February 7, 2025, the Department of Revenue published MAR Notice No. 2025-5.1 pertaining to the proposed amendment of the above-stated rules in Issue 3 of the 2025 Montana Administrative Register.

On March 3, 2025, the department held a public hearing to consider the proposed rulemaking. No interested persons appeared at the hearing.

Final Rulemaking Action – Effective March 29, 2025

AMEND AS PROPOSED

The agency has amended the following rules as proposed:

42.2.511 REVIEW OF CENTRALLY ASSESSED PROPERTY APPRAISALS

42.22.105 REPORTING REQUIREMENTS

42.22.107 ADDITIONAL REPORTING REQUIREMENTS FOR BENEFICIAL USE OF GOVERNMENT-OWNED TRANSMISSION LINES

Statement of Reasons

No oral or written comments were received.

Contact

Todd Olson, Rule Reviewer - Department of Revenue, Legal Services Office
(406) 444-7905
todd.olson@mt.gov

Rule Reviewer

Todd Olson

Approval

Brendan Beatty, Director of Revenue



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF REVENUE

NOTICE OF ADOPTION

MAR NOTICE NO. 2025-7.2

Summary

Amendment of ARM 42.20.105(3) to correct an errant inclusion of text during the MAR Notice No. 42-1083 rulemaking process (effective 10/5/2024)

Previous Notice(s) and Hearing Information

On February 7, 2025, the Department of Revenue published MAR Notice No. 2025-7.1 pertaining to the proposed amendment of the above-stated rule in Issue 3 of the 2025 Montana Administrative Register.

No requests for a public hearing were received.

Final Rulemaking Action – Effective March 29, 2025

AMEND AS PROPOSED

The department has amended the following rule as proposed:

42.20.105 VALUATION OF CONDOMINIUMS OR TOWNHOMES

Statement of Reasons

The department did not receive any written comments in support of or opposition to the proposed rulemaking.

Contact

Todd Olson, Rule Reviewer - Department of Revenue, Legal Services Office
(406) 444-7905
todd.olson@mt.gov

Rule Reviewer

Todd Olson

Approval

Brendan Beatty, Director of Revenue



**MONTANA
ADMINISTRATIVE
REGISTER**



DEPARTMENT OF REVENUE

NOTICE OF ADOPTION

MAR NOTICE NO. 2025-21.2

Summary

Amendment of ARM 42.20.675(3) to update agricultural productivity value for bushels of spring wheat for the 2025-2026 reappraisal cycle

Previous Notice(s) and Hearing Information

On February 7, 2025, the Department of Revenue published MAR Notice No. 2025-21.1 pertaining to the proposed amendment of the above-stated rule in Issue 3 of the 2025 Montana Administrative Register.

No requests for a public hearing were received.

Final Rulemaking Action – Effective March 29, 2025

AMEND AS PROPOSED

The agency has amended the following rule as proposed:

42.20.675 IRRIGATED AGRICULTURAL FARM LAND VALUATION

Statement of Reasons

The department did not receive any written comments in support of or opposition to the proposed rulemaking.

Contact

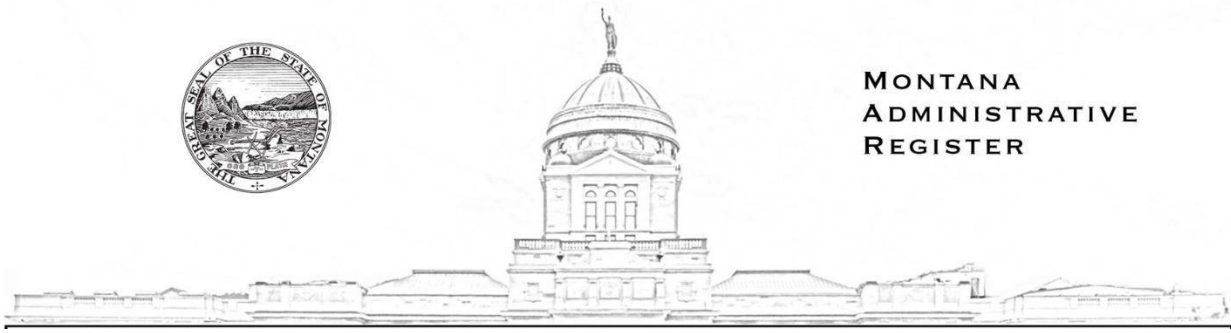
Todd Olson, Rule Reviewer - Department of Revenue, Legal Services Office
(406) 444-7905
todd.olson@mt.gov

Rule Reviewer

Todd Olson

Approval

Brendan Beatty, Director of Revenue



OFFICE OF THE GOVERNOR
VACANCIES AND APPOINTMENTS
MARCH 2025

UPCOMING VACANCIES – APRIL 2025

- Board of Architects and Landscape Architects
- Board of Dentistry
- Invasive Species Council
- Board of Massage Therapy
- Public Employees' Retirement System Board
- Board of Real Estate Appraisers
- Board of Realty Regulation
- State Compensation Insurance Fund Board of Directors (Montana State Fund)

https://governor.mt.gov/boards_appointments/

RECENT APPOINTMENTS – FEBRUARY 2025

- **Board of Personnel Appeals**
 - James Wonnacott
 - 2/24/25 - 1/1/27
 - Predecessor: Schomer
 - Qualification: full-time employee or elected official of a labor union or association
- **Board of Crime Control**
 - Andrea Bethel
 - 2/1/25 - 1/2/29
 - Predecessor: Weston
 - Qualification: Corrections Representative
 - Leo Dutton
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Law Enforcement Representative
 - Shantelle Gaynor
 - 2/1/25 - 1/2/29

- Predecessor: Reappointed
 - Qualification: Victims Services Provider Representative
- Brian Gootkin
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Victims Services Provider Representative
- Jason Johnson
 - 2/1/25 - 1/2/29
 - Predecessor: Not listed
 - Qualification: Attorney General Representative
- Matthew Kuntz
 - 2/1/25 - 1/2/29
 - Predecessor: English
 - Qualification: Youth Justice Representative
- David McAlpin
 - 2/1/25 - 1/2/29
 - Predecessor: McLaughlin
 - Qualification: Office of Court Administrator Representative
- Meaghan Mulcahy
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Public Agency Representative
- Amy Tenney
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Treatment Center Representative
- Scott Twito
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Montana Co. Attorney's Association Representative
- Robert Weber
 - 2/1/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Montana Assn of Chiefs of Police Representative
- **Education Commission of the States**
 - Erin Ellis
 - 2/24/25 - 1/2/29
 - Predecessor: Home
 - Qualification: Educator engaged in the field of K-12 education
 - Daniel Lee
 - 2/24/25 - 1/2/29
 - Predecessor: Smith
 - Qualification: Educator engaged in the field of higher education
 - Timothy Tharp

- 2/24/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Educator engaged in the field of K-12 education
- **Board of Regents**
 - Heather Hoyer
 - 2/1/25 - 2/1/32
 - Predecessor: Lozar
 - Qualification: District 2 Representative
- **Board of Horse Racing**
 - Buckshot Nelson
 - 2/13/25 - 1/1/26
 - Predecessor: Pride
 - Qualification: Horse racing industry
- **Board of Housing**
 - Bruce Posey
 - 2/24/25 - 1/2/29
 - Predecessor: Reappointed
 - Qualification: Informed or experienced in housing, economics, or finance
 - Rachel Arthur
 - 2/24/25 - 1/2/29
 - Predecessor: Ytturi
 - Qualification: Informed or experienced in housing, economics, or finance
- **Montana Tax Appeal Board**
 - Adam Millinoff
 - 2/1/25 - 1/2/31
 - Predecessor: McAlpin
 - Qualification: Public Representative
- **State Rehabilitation Council**
 - Aaron Schultz
 - 2/13/25 - 10/1/26
 - Predecessor: Not listed
 - Qualification: Advocacy Community Rep
 - Wayne Dagle
 - 2/13/25 - 10/1/26
 - Predecessor: Not listed
 - Qualification: Business, Industry and/or Labor Organization Representative
- **Committee on Telecommunications Access Services for Persons with Disabilities**
 - Christy Eichenlaub
 - 2/24/25 - 7/1/27
 - Predecessor: Odlin
 - Qualification: Public safety answering point with knowledge of communications issues for people who are deaf/hard of hearing
- **Statewide Independent Living Council**

- Alice Lewis
 - 2/1/25 - 12/1/27
 - Predecessor: Talaska
 - Qualification: Vocational Rehabilitation Counselor
- Gina Lytle
 - 2/1/25 - 12/1/27
 - Predecessor: Thompson
 - Qualification: Person with a disability employed by a state agency or center for independent living
- Savannah Smith
 - 2/1/25 - 12/1/27
 - Predecessor: Strauser
 - Qualification: Parent of a Child with a Disability
- **Youth Justice Council**
 - Landon Woods
 - 2/13/25 - 3/1/26
 - Predecessor: Not listed
 - Qualification: Volunteer who works with delinquent youth or youth at risk of delinquency
- **Board of Public Education**
 - Hannah Nieskens
 - 2/1/25 - 2/1/32
 - Predecessor: Hamman
 - Qualification: District 1 Republican